

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

United States District CourtDISTRICT OF DELAWAREHABNAB TRANSPORTATION, INC.,
Plaintiff/Counterclaim Defendant,

v.

**THIRD PARTY SUMMONS IN A
CIVIL ACTION**US TRANSPORTATION SERVICES, INC.,
US BULK TRANSPORT, INC. and/or
US BULK TRANSPORT IC., INC.
Defendants/Counterclaim Plaintiffs,Case Number: 05-375 GMS

v.

HAB NAB TRUCKING, INC., and
HNS BULK SERVICES, INC. f/k/a
HAB NAB SOUTH, INC.
Counterclaim Defendants.TO: HNS Bulk Services, Inc. f/k/a Hab Nab South, Inc. (a Florida corporation)
c/o Secretary of State of Delaware, Division of Corporations
John G. Townsend Building
401 Federal Street, Suite 4
Dover, DE 19901**YOU ARE HEREBY SUMMONED** and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

Delia A. Clark, Esquire
Rawle & Henderson, LLP
300 Delaware Avenue, Suite 1015
Wilmington, DE 19801
(302) 778-1200DEFENDANTS AND THIRD PARTY PLAINTIFF'S ATTORNEY
(name and address)Denise Seastone Kraft, Esquire
Edwards & Angell, LLP
919 N. Market Street, Suite 1500
Wilmington, DE 19801
(302) 425-7106

an answer to the third-party complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of the Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

(BY) DEPUTY CLERK

DATE

10/20/05

RETURN OF SERVICE

Service of the Summons and complaint was made by me(l)	DATE 10/21/05
NAME OF SERVER (PPJNT) GRANVILLE MORRIS	TITLE SPECIAL PROCESS SERVER
<i>Check one box below to indicate appropriate method of service</i>	
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.	
<input type="checkbox"/> Name of person with whom the summons and complaint were left: _____ _____	
<input type="checkbox"/> Returned unexecuted: _____ _____	
<input checked="" type="checkbox"/> Other (specify): SERVED : HNS BULK SERVICES, INC. C/O THE DELAWARE SECRETARY OF STATE DOVER, DE COPIES THEREOF WERE ACCEPTED BY MARTINA MARTIN _____ _____	

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 10/21/05

Date



Signature of Server

BRANDYWINE PROCESS SERVERS, LTD.
 P.O. BOX 1360
 WILMINGTON, DE 19899-1360
 302- 475-2600